

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Mark A. Fritzke

Title: BALL BAT HAVING A
HITTING PORTION WITH
VARIABLE WALL THICKNESS

Prior Appl. 10/762,024
No.:

Prior Appl. January 21, 2004
Filing Date

Examiner M. Graham

Art Unit 3711

PRELIMINARY AMENDMENT

Mail Stop PATENT APPLICATION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

A. INTRODUCTORY COMMENTS

This Preliminary Amendment is made to the present continuation application of the above-referenced Prior Application No. 10/762,024, which is a continuation-in-part of U.S. Patent Application Serial No. 10/033,805 filed on December 28, 2001, which is a continuation-in-part of U.S. Patent Appl. Ser. No. 09/396,700 filed on September 15, 1999, now U.S. Patent No. 6,497,631.

Please amend the present continuation application as follows:

In the Claims:

Please cancel claims 1-89 without prejudice, as indicated in Section B.

Please add new claims 90-111 as indicated in Section B.

In the Specification:

Please amend the title of the application on page 1.

Please amend page 2 as indicated in Section C.